

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Neal Cutler

Serial No.:

09/899,412

Art Unit:

1615

Filed:

July 05, 2001

Examiner:

Joynes, R.

Entitled:

Sublingual Administration of Dihydroergotamine For The

Treatment of Migraine

PRELIMINARY AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

Nehereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Sir:

In response to the final Office Action mailed on September 06, 2004, please enter the instant correspondence in the prosecution of the patent application captioned above and amend this same application as follows. Filed herewith is: i) a "Request For Continued Examination" and ii) a "Petition For A Three Month Extension of Time" (as provided by 37 C.F.R. §1.136(a)) along with the requisite fees.

Amendments to the Claims: begin on page two of this paper.

Remarks begin on page four of this paper.

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